

AMENDED IN SENATE APRIL 25, 2011

AMENDED IN SENATE MARCH 21, 2011

**SENATE BILL**

**No. 570**

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**Introduced by Senator Rubio**

February 17, 2011

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An act to amend Section 44099 of the Health and Safety Code, relating to air pollution.

LEGISLATIVE COUNSEL'S DIGEST

SB 570, as amended, Rubio. San Joaquin Valley Unified Air Pollution Control District: high polluter vehicles: ~~Schoolbuses.~~ *schoolbuses.*

(1) Existing law, until January 1, 2013, requires the San Joaquin Valley Unified Air Pollution Control District (district) to develop and administer, in consultation with the State Air Resources Board, a voluntary program to remove high polluter vehicles within the district by exchanging high polluter vehicles in the district for donated vehicles, as provided.

This bill would repeal these provisions, and instead require the district to administer, until January 1, 2014, a voluntary program to replace *or retrofit* high emitting schoolbuses in the San Joaquin Valley. By imposing duties on a local air district, the bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 44099 of the Health and Safety Code is  
2 amended to read:  
3 44099. (a) As used in this section, “district” means the San  
4 Joaquin Valley Unified Air Pollution Control District.  
5 (b) The district, in consultation with the state board, shall  
6 administer a voluntary program to replace *or retrofit* high emitting  
7 schoolbuses in the San Joaquin Valley.  
8 (c) In selecting projects, the district shall follow the state board’s  
9 2008 Lower-Emission School Bus Program ~~guidelines~~ *Guidelines*,  
10 and shall give priority to model year 1987 and older schoolbuses.  
11 (d) Any interest generated from the funds allocated to the district  
12 from the Traffic Congestion Relief Fund, established by Section  
13 14556.5 of the Government Code, for the purposes of paragraph  
14 (100) of subdivision (a) of Section 14556.40 of the Government  
15 Code may be used, upon appropriation by the Legislature, by the  
16 district for the purpose of administering the program established  
17 in this section.  
18 (e) ~~On or before January 1, 2013, By January 1, 2013, and by~~  
19 *January 1, 2014*, the district shall submit a report to the Legislature  
20 on the implementation and status of the program, including, but  
21 not limited to, the number of schoolbuses replaced *or retrofitted*  
22 and the estimated emission reductions achieved through the  
23 program.  
24 (f) This section shall remain in effect only until January 1, 2014,  
25 and as of that date is repealed, unless a later enacted statute, that  
26 is enacted before January 1, 2014, deletes or extends that date.  
27 SEC. 2. If the Commission on State Mandates determines that  
28 this act contains costs mandated by the state, reimbursement to  
29 local agencies and school districts for those costs shall be made  
30 pursuant to Part 7 (commencing with Section 17500) of Division  
31 4 of Title 2 of the Government Code.

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